



Chemical Safety and Hazard Investigation Board

Office of General Counsel

Memorandum

To: Board Members

From: Christopher Warner

Cc: Leadership Team

Subject: Board Action Report – Notation Item 880

Date: September 26, 2011

On September 20, 2011, the Board approved Notation Item 880, thereby adopting the proposed investigation report and recommendations as the Board's Investigation Report and Recommendations on the January 2010 incidents at the DuPont facility in Belle, West Virginia.

Voting Summary – Notation Item 880

Disposition: APPROVED

Disposition date: September 20, 2011

	Approve	Disapprove	Calendar	Not Participating	Date
R. Moure-Eraso	X				9/7/2011
J. Bresland	X				9/16/2011
M. Griffon	X				9/20/2011
W. Wark	X				9/14/2011
W. Wright		X			9/19/2011



U.S. Chemical Safety and Hazard Investigation Board

MEMORANDUM

September 7, 2011

To: Board Members
From: Rafael Moure-Eraso
Cc: Leadership Team
Subject: Notation Item 880

A handwritten signature in black ink that reads "Rafael Moure-Eraso". The signature is written in a cursive, flowing style.

Attached for your review and vote is Notation Item 880. This item provides for the adoption of the investigation report and recommendations resulting from the investigation of three incidents that occurred in January 2010 at the DuPont plant in Belle, West Virginia.

The draft investigation report was subject to internal and external quality control reviews, consistent with the CSB Data Quality Guidelines. The quality assurance process is summarized and documented in the Investigation Product Review Verification and Certification form attached to this memorandum. The draft investigation report was also made available for public review and comment on the CSB website for 45 days before it was finalized. All public comments, technical expert comments, and DuPont comments were carefully reviewed by the investigation team in the production of this final draft. The team incorporated changes based on the relevant public comments submitted.

It should be noted that the team considered all of the public comments in the preparation of this final report. The team is currently preparing a resolution matrix of the comments received and the team's proposed resolution for each. This matrix will be posted on the CSB "G" drive for your consideration not later than Friday, September 9th.

Inquiries on the review process or requests for additional documents should be made to Johnnie Banks. You may also direct any other questions about this item to Johnnie Banks. Please return your completed vote sheets to Chris Kirkpatrick as soon as possible, but no later than the close of business on September 21, 2011. Thank you for your attention to this item.

**U.S. Chemical Safety and
Hazard Investigation Board**



Hon. Rafael Moure-Eraso
Chairperson

Hon. John S. Bresland
Board Member

Hon. Mark Griffon
Board Member

Hon. William B. Wark
Board Member

Hon. William E. Wright
Board Member

**CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD
MEMBER VOTING RECORD**

Notation No.: 880

Voting Period: September 7 – September 21, 2011

Subject: Adoption of Investigation Report on the DuPont-Belle, WV Incidents

Whereas,

1. The Board is authorized by 42 U.S.C. § 7412(r)(6)(C)(i) to “investigate . . . and report to the public in writing the facts, conditions, and circumstances and the cause or probable cause of any accidental release resulting in a fatality, serious injury or substantial property damages;”
2. The Board is further authorized by 42 U.S.C. § 7412(r)(6)(C)(ii) to “issue periodic reports to the Congress, Federal, State and local agencies, including the Environmental Protection Agency and the Occupational Safety and Health Administration, concerned with the safety of chemical production, processing, handling and storage, and other interested persons recommending measures to reduce the likelihood or the consequences of accidental releases and proposing corrective steps to make chemical production, processing, handling and storage as safe and free from risk of injury as is possible;” and
3. CSB staff have prepared the attached proposed investigation report, including recommendations, based upon their investigation of three incidents that occurred in January 2010, at the DuPont plant in Belle, West Virginia.

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Notation No.: 880
Subject: Adoption of Investigation Report on the DuPont-Belle, WV Incidents

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Therefore, pursuant to its authority under 42 U.S.C. § 7412(r)(6)(C)(i) and (ii), the Board hereby votes to adopt the attached proposed investigation report and recommendations as the Board's Investigation Report and Recommendations on the DuPont – Belle, West Virginia incidents of January 2010.

_____ I **APPROVE** this notation item **AS PRESENTED**.

_____ I **CALENDAR** this notation item for discussion at a Board meeting.

_____ *Some of my concerns are discussed below or on the attached memorandum.*

_____ I **DISAPPROVE** this notation item.

_____ *A dissent is attached.*

_____ *I will not file a dissent.*

_____ I am **NOT PARTICIPATING**.

Date: _____

Member: _____